

PATENT
 Attorney Docket No: PD-200201
 Customer No: 20991

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Andrew BARNHART
 Application No: 09/716,924
 Filed: November 20, 2000
 For: AVAILABLE BANDWIDTH CONTROL
 MECHANISM

Art Unit: 2665
 Examiner: Man PHAN

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AMENDMENT TRANSMITTAL LETTER

Assistant Commissioner for Patents
 Washington, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

- Petition for Extension of time is attached hereto. If an additional extension of time is required, please consider this a petition therefor.
- An extension for ___ months(s) has already been secured; the fee paid therefor is deducted from the total fee due for the total months of extension now requested.
- Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
- The fee for claims is calculated below.

CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	36 -	45 =	0 x	\$ 18.00 =	\$ 0.00	
INDEPENDENT CLAIMS	19 -	4 =	15 x	\$ 88.00 =	\$ 1,320.00	
MULTIPLE DEPENDENT CLAIMS			N (Y/N)	\$ 300.00 =	\$ 0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:						\$ 1,320.00

Please charge \$1,320.00 to Deposit Account No. 50-0383. Please charge any additional fees for claims or credit overpayment to Deposit Account No. 50-0383.

Respectfully submitted,


 12-1-2004
 Craig L. Plastrik, Reg. No. 41,254
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THE DIRECTV GROUP, INC.
 Customer No. 20991

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Claims 1-45 are pending in the present application.

Claims 5, 6, 25 and 39 are rejected under 35 U.S.C. § 112 for certain specified antecedent basis problems. In response, Applicant has amended the affected claims to correct the specified antecedent basis issues.

Claims 1-2, 13-14, 25-26 and 35-36 are rejected under 35 U.S.C. § 103(a). In response, Applicant has canceled the rejected claims 1-2, 13-14, 25-26 and 35-36.

Claims 3-12, 15-24, 27-34 and 37-45 are objected to as being dependent upon a rejected base claim. In response, Applicant has amended claims 3-12, 15-24, 27-34 and 37-45 to be in independent form including all the limitations of the base claim and any intervening claims.

Applicants, therefore, respectfully submit that all pending claims are in condition for allowance and notice to this effect is respectfully requested.

No amendment made was related to the statutory requirements of patentability unless expressly stated herein; and no amendment made was for the purpose of narrowing the scope of any claim, unless Applicant has argued herein that such amendment was made to distinguish over a particular reference or combination of references.

If, however, the Examiner believes that there are any unresolved issues requiring adverse action in any of the claims now pending in the application, it is requested that the Examiner telephone Mr. Craig Plastrik, at 301-601-7252, so that appropriate arrangements can be made for resolving such issues as expeditiously as possible.

Respectfully Submitted,



Craig Plastrik
Reg. No. 41,254

Dated: 1 December 2004

THE DIRECTV GROUP, INC.
(formerly Hughes Electronics Corporation)
Customer No. 20991